IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO EASTERN DIVISION

JESSICA GUERRIERO, on behalf of herself and others similarly situated,) Case No. 4:21-cv-01917
Representative Plaintiff,) Judge Benita Y. Pearson
vs. PENN NATIONAL GAMING, INC., et al.,) JOINT MOTION FOR RELIEF FROM) ORDER
Defendants.)))

Representative Plaintiff Jessica Guerriero and Defendants Central Ohio Gaming Ventures, LLC, Dayton Real Estate Ventures, LLC, Penn National Gaming, Inc., Toledo Gaming Ventures, LLC, Youngstown Real Estate Ventures, LLC, by and through their respective counsel, jointly move the Court pursuant to Fed. R. Civ. P. 60(a) to modify the Order of Dismissal issued on December 21, 2021 (ECF No. 14). On December 15, 2021, the Parties filed a Joint Stipulation of Dismissal Without Prejudice of this case pursuant to Rule 41(a)(1)(A)(ii) (ECF No. 13). However, the Court's Order of December 21, 2021 states that the Parties settled the case and that the Docket will be marked settled and dismissed without prejudice. The Parties respectfully request that the Docket be revised to note that the case was not settled, but rather was voluntarily dismissed without prejudice by stipulation of the Parties.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2021, the foregoing was filed electronically with the Court. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Jeffrey J. Moyle

Jeffrey J. Moyle

Counsel for Representative Plaintiff